

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

JENYFER FARIAS SANCHEZ,  
individually and on behalf of all others  
similarly situated,

Plaintiff,

v.

W.W. GRAINGER, INC.,

Defendant.

Case No. 1:23-cv-01028-JLT-HBK

ORDER GRANTING JOINT MOTION TO  
STAY CASE PENDING MEDIATION

(Doc. No. 11)

ORDER DIRECTING THE CLERK OF  
COURT TO AUTOMATICALLY LIFT STAY  
ON SEPTEMBER 25, 2023

Pending before the Court is the Parties' joint motion to stay this case pending mediation. (Doc. No. 11). The Parties request the Court to grant a limited stay of this action until September 25, 2023, in order that they may dedicate their resources to prepare for mediation scheduled for August 24, 2023. (*Id.* at 2, ¶ 1). The Parties agree to informally exchange documents and materials for purposes of the mediation, but otherwise seeks a stay of all formal discovery and deadlines. (*Id.*, ¶¶ 3, 4). Finally, the Parties agree that Defendant's initial response to the Complaint will be due on September 25, 2023, when the stay if automatically lifted. (*Id.*, ¶¶ 3, 5).

The court is vested with broad discretion to stay a case. *Clinton v. Jones*, 520 U.S. 681, 705 (1997) (citing *Landis v. North American Co.*, 299 U.S. 248, 254 (1936)). The "party requesting a stay bears the burden of showing that the circumstances justify an exercise of that discretion." *Nken v. Holder*, 556 U.S. 418, 433-34 (2009). As a rule, "stays should not be

1 indefinite in nature.” *Dependable Highway Exp., Inc. v. Navigators Ins. Co.*, 498 F.3d 1059,  
2 1066-67 (9th Cir. 2007). If a stay is especially long or indefinite, a greater showing is required to  
3 justify it and the court must “balance the length of any stay against the strength of the justification  
4 given for it.” *Yong v. I.N.S.*, 208 F.3d 1116, 1119 (9th Cir. 2000).

5 The parties have met their burden to justify a stay of this action. The period of the stay is  
6 relatively short and tied to period of mediation.

7 Accordingly, it is **ORDERED**:

- 8 1. The Parties’ joint motion to stay this case pending mediation (Doc. No. 11) is  
9 GRANTED and this action is **stayed until September 25, 2023**.
- 10 2. If the Parties settle this matter, they shall promptly file a notice of settlement as  
11 required by Local Rule 160(a).
- 12 3. Defendant shall file its initial response to the Complaint no later than September 25,  
13 2023.
- 14 4. The Clerk of Court shall automatically lift the stay on September 25, 2023.

15  
16 Dated: July 26, 2023

  
17 HELENA M. BARCH-KUCHTA  
18 UNITED STATES MAGISTRATE JUDGE  
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